

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2142  
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in re application of: **Breese et al.**

Serial No.: **10/062,329**

Filed: **January 31, 2002**

For: **Method and System for Probing  
in a Network Environment**

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PATENT TRADEMARK OFFICE

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Group Art Unit: **2142**


Examiner: **Vu, Thong H.**

Attorney Docket No.: **AUS920010980US1**

Certificate of Mailing Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 13, 2005.

By:

  
Rebecca Clayton

TRANSMITTAL DOCUMENT

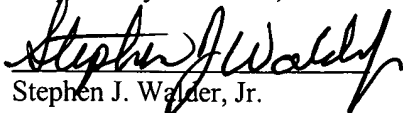
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:  
ENCLOSED HEREWITH:

- Copy of International Search Report;
- Supplemental Information Disclosure Statement;
- Form PTO/SB/08;
- References AA-AI; and
- Our return postcard.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

  
Stephen J. Walder, Jr.

Registration No. 41,534

**WALDER INTELLECTUAL PROPERTY LAW, P.C.**

P.O. Box 832745

Richardson, Texas 75083

(214) 722-6419

ATTORNEY FOR APPLICANTS



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Application of: **Breese et al.**

Serial No.: **10/062,329**

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request that the information listed on the attached Form PTO/SB/08 be considered by the Office during the pendency of the above entitled application, pursuant to 37 C.F.R. 1.97.

Please charge any fees necessary for prosecution of the present application to Deposit Account No. 09-0447. If any extension of time is required, such extension is hereby requested. Please charge any additional required fee for extension of time to Deposit Account No. 09-0447.

In accordance with 37 C.F.R. 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the Undersigned to be material under the new standards of materiality defined in 37 C.F.R. 1.56(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. 1.56(a), last amended on November 28, 1988, or may merely be technical background which may be of interest to the Examiner. In accordance with 37 C.F.R. 1.97(g), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a

search has been made.

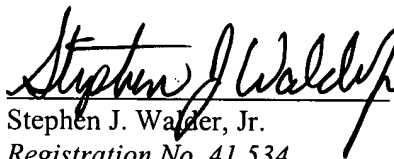
References AA-AF were not cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, References AA-AF contained in this Supplemental Information Disclosure Statement were not known to any individual designated in § 1.56(c) more than three months prior to the filing of this Supplemental Information Disclosure Statement.

References AG-AI were first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement. No fee is required.

Respectfully submitted,

Date:

October 12, 2005



Stephen J. Walder, Jr.

Registration No. 41,534

**WALDER INTELLECTUAL PROPERTY LAW, P.C.**

P.O. Box 832745

Richardson, Texas 75083

(214) 722-6419

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Substitute for form 1449/PTO

**Complete if Known**

Application Number	10/062,329
Filing Date	01/31/2002
First Named Inventor	Stephen S. Breese
Examiner Name	Thong H. Vu
Art Unit	2142
Attorney Docket No.	AUS920010980US1

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Examiner Initials	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	US 6,401,119 B1	06-04-2002	Fuss et al.	
AB	US 6,425,006 B1	07-23-2002	Chari et al.	
AC	US 6,000,045	12-07-1999	Lewis, Lundy	
AD	US 6,430,712 B2	08-06-2002	Lewis, Lundy	
AE	US 6,766,368 B1	07-20-2004	Jakobson et al.	
AF	US 5,742,819	04-21-1998	Caccavale, Frank Samuel	
AG	US 6,449,739 B1	09-10-2002	Amnon Landan	
AH	US 6,108,700	08-22-2000	Maccabee et al.	
AI	US 5,812,780	09-22-1998	Chen et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initial	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**NON PATENT LITERATURE**

Examiner Initial	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.